

**BOARD OF ALDERMEN MINUTES  
JANUARY 19, 2010**

**Item 1                    call meeting to order**

The meeting was called to order at 7:00pm by Mayor Judy Stainback. Aldermen present were Tim Bair, Stephen Esterline, Debra Hickey, and Aaron Kruse. Alderman Jill Finney was absent.

**Item 2                    announcements**

All announcements were submitted in writing.

**Alderman Debra Hickey made a motion to move item 5 to this portion of the agenda. The motion was seconded by Tim Bair. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Motion passed.**

**Item 5                    public input by Darrin Snodgrass**

Darrin Snodgrass, 4869 S Old Wire Road, spoke before the Board of Aldermen. Mr. Snodgrass did not understand why minutes were posted on the City website before being approved by the Board of Aldermen. The minutes from 12-29-09 and 01-11-10 were taken verbatim, whereas they had not been taken like that before, and Mr. Snodgrass felt that was unfair and that he had contacted an attorney about the meetings and minutes.. Darrin then stated that he wanted to rescind his resignation and that if the Board gave him back his Alderman seat, he would withdraw his candidacy as Mayor. He was truly sorry that his attitude had been inappropriate before, but he was an experienced Alderman and could continue to do good for the City by serving on the Board. He then asked if there were any questions. There were none, so he left the podium.

**Item 3                    consent agenda**

A motion was made by Aaron Kruse to approve the consent agenda. The motion died due to a lack of a second. A motion was made by Tim Bair to remove the December 29, 2009 minutes from the consent agenda. The motion was seconded by Stephen Esterline. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Motion passed. A motion was made by Debra Hickey to approve the consent agenda as amended, which included December 15, 2009 minutes, bills paid in the amount of \$17,987.62, bills to pay in the amount of \$47,535.213, December 2009 sewer billing adjustments in the amount of \$(2003.81), December 2009 bank reconciliations, December 2009 financials, and employee and committee reports. The motion was seconded by Stephen Esterline. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Motion passed.

A motion was made by Tim Bair to approve the December 29, 2009 minutes. The motion was seconded by Stephen Esterline. It was asked why these minutes had been posted on the website prior to approval. City Clerk stated that according to the Sunshine Law, all minutes have to be available for public viewing within 72 business hours of each meeting. It was then asked why the minutes were as detailed as they were this time only. City Administrator stated that he had requested it to help insure the City in case of legal action in the future. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey abstain, Jill Finney absent, and Aaron Kruse aye. Motion did not pass. The Board requested the December 29, 2009 minutes be resubmitted in a shortened version at the next meeting.

**Item 4                    City Administrator updates**

Several updates were submitted in writing. There is still recovery work being done since the water pipe burst in the Community Room. The broken gas line has been replaced. The concrete will be replaced when weather permits. A message has been left with the bank that now owns the property on Falcon Drive with the sinkhole on the backside of the house. The spillway sinkhole cannot be temporarily fixed until weather permits.

**Item 6a                  Wilson Creek Marketplace update**

The developer, Paul Larino, was present to give the update. Mr. Larino stated that 100% of the sewer was in, but still needs tested. He also informed the Board that 100% of the storm drainage system was in. The water and gas lines are on site, but cannot be installed until the weather is better. M Highway has been lowered approximately seven and one-half feet. The right-in, right-out will be installed once the weather warms up.

**Item 6b                  Anderson Engineering updates**

Paul Engel was present as the representative of Anderson Engineering. A letter of substantial completion has been sent to DNR concerning the force main replacement project. Everything is on time, so there will be no fines. The Cloverdale

sidewalk project is substantially complete. The lineament map is a “suggestive” map, as the prediction of changing weather conditions is not an exact science.

**Mayor Judy Stainback called a five minute recess**

**Item 7a motion on engineering firm to review Price Cutter Plus site plans**

A motion was made by Debra Hickey to accept Great River Engineering as the engineering firm to review the Price Cutter Plus site plans, as Anderson Engineering has been hired by Price Cutter Plus to create their site plans. The motion was seconded by Aaron Kruse. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Motion passed.

**Item 7b motion on parts for lift stations**

A motion was made by Aaron Kruse to authorize the purchase of ISO Relays for the lift stations at a cost not to exceed \$1260. The motion was seconded by Debra Hickey. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Motion passed.

**Item 7c motion on Bill #10-01, concerning agreement with MHTC and Larino properties**

A motion was made by Aaron Kruse to have the first reading of Bill #10-01, concerning agreement for access to Wilson Creek Marketplace from FF Highway, by title only. The motion was seconded by Debra Hickey. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Bill #10-01 was read by title by City Clerk. A motion was made by Aaron Kruse to approve the first reading of Bill #10-01. The motion was seconded by Debra Hickey. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye.

A motion was made by Aaron Kruse to have the second reading of Bill #10-01 by title only. The motion was seconded by Stephen Esterline. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Bill #10-01 was read by title by City Clerk. A motion was made by Aaron Kruse to approve the second reading for final passage of Bill #10-01. The motion was seconded by Stephen Esterline. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Motion passed. Bill #10-01 passed into Ordinance #10-01.

**Item 7d motion on Bill #10-02, concerning agreement with Larino Properties and Wilson Creek CID**

A motion was made by Debra Hickey to have the first reading of Bill #10-02 by title only. The motion was seconded by Stephen Esterline. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Bill #10-02 read by City Clerk. A motion was made by Debra Hickey to approve the first reading of Bill #10-02 by title only. The motion was seconded by Aaron Kruse. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye.

A motion was made by Aaron Kruse to have the second reading of Bill #10-02 by title only. The motion was seconded by Tim Bair. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Bill #10-02 read by title by City Clerk. A motion was made by Debra Hickey to approve the second reading for final passage of Bill #10-02. The motion was seconded by Stephen Esterline. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Motion passed. Bill #10-02 passed into Ordinance #10-02.

**Item 7e motion on Bill #10-03, concerning agreement with MHTC to repair FF Highway**

A motion was made by Debra Hickey to have the first reading of Bill #10-03 by title only. The motion was seconded by Tim Bair. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Bill #10-03 was read by title by City Clerk. A motion was made by Aaron Kruse to approve the first reading of Bill #10-03. The motion was seconded by Stephen Esterline. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye.

A motion was made by Aaron Kruse to have a second reading of Bill #10-03 by title only. The motion was seconded by Debra Hickey. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Bill #10-03 was read by title by City Clerk. A motion was made by Aaron Kruse to approve the second reading for final passage of Bill #10-03. The motion was seconded by Debra Hickey. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Bill #10-03 passed into Ordinance #10-03.

A motion was made by Aaron Kruse to accept Jason's Stump Grinding to do the tree trimming and tree removal at City Park at a cost not to exceed \$1200. The motion was seconded by Debra Hickey. A roll call vote was taken with Tim Bair aye, Stephen Esterline aye, Debra Hickey aye, Jill Finney absent, and Aaron Kruse aye. Motion passed.

**Item 7g**                    **motion concerning creating a Mayor and Aldermen code of conduct**

**Item 7h**                    **motion on signatory on A/P and payroll checks**

**Item 7i**                      **appoint and vote concerning new President of the Board**

**Item 8                      adjournment**

Mayor Judy Stainback \_\_\_\_\_ Date \_\_\_\_\_

Susan R Diehl, CMC/MRCC Date